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2004 MAY 12 PM 1:52 H LaDon Baltimore

T.R.A. DOCKET ROOM

May 12, 2004

Sharla Dillon
Dockets and Records Manager
Tennessee Regulatory Authority
400 James Robertson Parkway
Nashville, TN 37243

RE. Joint Petition for Arbitration of an Interconnection Agreement with BellSouth Telecommunications, Inc Pursuant to Section 252(b) of the Communications Act of 1934, as Amended, Tennessee Regulatory Authority Docket No 04-00046

Dear Sharla

Enclosed are the original and 13 copies of the Affidavit of John J Heitmann for Permission to Practice *Pro Hac Vice* in the above-referenced matter

Sincerely,



H LaDon Baltimore

LDB/dcg
Enclosures
cc Guy Hicks, Esq

BEFORE THE
TENNESSEE REGULATORY AUTHORITY

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In the Matter of)

Joint Petition for Arbitration of)

NEWSOUTH COMMUNICATIONS CORP ,)
NUVOX COMMUNICATIONS, INC)
KMC TELECOM V, INC., KMC TELECOM)
III LLC, and XSPEDIUS COMMUNICATIONS,)
LLC on Behalf of its Operating)
Subsidiaries XSPEDIUS MANAGEMENT CO)
SWITCHED SERVICES, LLC and Xspedius)
Management Co. of)
CHATTANOOGA, LLC)

Of an Interconnection Agreement with)
BellSouth Telecommunications, Inc)
Pursuant to Section 252(b) of the)
Communications Act of 1934, as)
Amended)

T.R.A. DOCKET ROOM

Docket No. 04-00046

AFFIDAVIT OF JOHN J HEITMANN
FOR PERMISSION TO PRACTICE *PRO HAC VICE*

Pursuant to Rule 19 of the Rules of the Supreme Court of the State of Tennessee, John J Heitmann, attorney for NewSouth Communications Corp , NuVox Communications, Inc , KMC Telecom V, Inc. and KMC Telecom III LLC; and Xspedius Communications, LLC on behalf of its operating subsidiaries Xspedius Management Co Switched Services, LLC and Xspedius Management Co of Chattanooga, LLC (hereinafter, the "Joint Petitioners"), hereby makes the following statement regarding his appearance as counsel *pro hac vice* in the above-referenced case on behalf of the Joint Petitioners

1 The undersigned, John J Heitmann, has a residence address of 1781 Clover Meadow Drive, Vienna, VA 22182, and a business address of Kelley Drye & Warren, LLP, 2200 19th Street, N W , Suite 500, Washington, D C. 20034

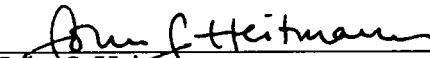
2. The undersigned desires to enter an appearance on behalf of the Joint Petitioners in the above-referenced matter.

3 The undersigned is employed as an attorney with Kelley Drye & Warren

4 The undersigned is currently licensed, is in good standing, and is admitted to practice in the District of Columbia and in the State of New York, and no disciplinary action or investigation of John J Heitmann's conduct is pending

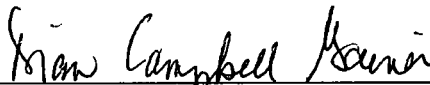
5. The undersigned agrees to subject himself to the jurisdiction of this Authority in any manner arising out of his conduct in such proceeding and agrees to be bound by the rules governing the conduct of attorneys appearing before this Authority

FURTHER AFFIANT SAITH NOT


John J Heitmann

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Sworn to and subscribed before me this the 12th day of May, 2004


Notary Public

My commission expires May 30, 2007

Certificate of Service

The undersigned hereby certifies that a true and correct copy of the foregoing has been forwarded via U. S. Mail, first class postage prepaid, to the following, this the 12th day of May, 2004

Guy Hicks, Esq.
BellSouth Telecommunications, Inc.
333 Commerce Street, Suite 2101
Nashville, TN 37201


H LaDon Baltimore